

# The Gazette of India



EXTRAORDINARY

PART I—Section 1

PUBLISHED BY AUTHORITY

No. 13] NEW DELHI, TUESDAY, APRIL 25, 1950

PARLIAMENT OF INDIA

NOTIFICATION

*New Delhi, the 21st April, 1950*

**No. 30-III/50-A.**—In exercise of the powers conferred by clause (2) of Article 118 of the Constitution of India as adapted by the Constitution (Removal of Difficulties) Order No. II, the Speaker of Parliament hereby makes the following amendments in the Rules of Procedure and Conduct of Business in Parliament, published under Notifications No 30-I/50-A, dated the 26th January, 1950, and No. 30-II/50-A, dated the 9th March, 1950, in the Gazette of India Extraordinary of the 14th February, 1950 and the 10th March, 1950, respectively, namely:—

## *Amendments*

After Rule 196 and before the Schedule, the following Rules shall be added as Rules 197 to 199 under new Chapter XV.

## CHAPTER XV

### *Resignation and vacation of seats in Parliament and leave of absence from meetings of Parliament*

197. *Resignation of seats in Parliament.*—(1) As soon as may be, the Speaker shall, after he has received an intimation in writing from a member under his hand resigning his seat in Parliament, inform the House that such and such a member has resigned his seat in Parliament:

Provided that when Parliament is not in session, the Speaker shall inform the House immediately after the House re-assembles, that such and such a member has resigned his seat in Parliament during the inter-session period.

(2) The Secretary shall, as soon as may be, after the Speaker has received such intimation from a member resigning his seat in Parliament, cause the information to be published in the Gazette of India and forward a copy of the notification to the Election Commission for taking steps to fill the vacancy thus caused.

198. *Permission to remain absent from meetings of Parliament.*—(1) A member wishing to obtain permission of the House for remaining absent

from meetings thereof under clause (4) of Article 101 of the Constitution shall make an application in writing to the Speaker, stating the period for which he may be permitted to be absent from the meetings of the House.

(2) After the receipt of an application under sub-rule (1) of this rule the Speaker shall, as soon as may be, read out the application to the House and ask: "Is it the pleasure of the House that permission be granted to such and such a member for remaining absent from all meetings of the House for such and such a period." If no one dissents, the Speaker shall say: "Permission to remain absent is granted." But if any dissentient voice is heard, the Speaker shall take the sense of the House and thereupon declare the determination of the House.

(3) No discussion shall take place on any question before the House under this rule.

(4) The Secretary shall, as soon as may be, after a decision has been signified by the House, communicate it to the member.

199. *Vacation of seats in Parliament.*—(1) The seat of a member shall be declared vacant, under clause (4) of Article 101, on a motion by the Leader of the House or by such other member to whom he may delegate his functions in this behalf.

(2) If the motion referred to in sub-rule (1) of this rule is carried, the Secretary shall cause the information to be published in the Gazette of India and forward a copy of the notification to the Election Commission for taking steps to fill the vacancy thus caused.

By Order of the Speaker,

M. N. KAUL, Secy.